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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/721,476	11/25/2003	James A. Joy	221901-1010

24504

THOMAS, KAYDEN, HORSTEMEYER & RISLEY, LLP
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CONFIRMATION NO. 6021

FORMALITIES LETTER



OC000000013533158

Date Mailed: 08/13/2004

NOTICE OF INCOMPLETE REPLY (NONPROVISIONAL)

Filing Date Granted

The U.S. Patent and Trademark Office has received your reply on 07/22/2004 to the Notice to File Missing Parts (Notice) mailed 02/27/2004 and it has been entered into the nonprovisional application. The reply, however, does not include the following items required in the Notice.

The period of reply remains as set forth in the Notice. You may, however, obtain EXTENSIONS OF TIME under the provisions of 37 CFR 1.136 (a) accompanied by the appropriate fee (37 CFR 1.17(a)).

A complete reply must be timely filed to prevent ABANDONMENT of the above-identified application. Replies should be mailed to: Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria VA 22313-1450.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Replacement drawings in compliance with 37 CFR 1.84 and 37 CFR 1.121 are required. The drawings submitted are not acceptable because:
 - The drawings have a line quality that is too light to be reproduced (weight of all lines and letters must be heavy enough to permit adequate reproduction) or text that is illegible (reference characters, sheet numbers, and view numbers must be plain and legible) see 37 CFR 1.84(l) and (p)(1)); See Figure(s) 14-22.

Replies should be mailed to: Mail Stop Missing Parts
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*A copy of this notice **MUST** be returned with the reply.*

A handwritten signature in black ink, appearing to be "J. Smith", is written over a horizontal line.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application Of: Joy, et al.

Group No.: To be assigned

Serial No.: 10/721,476

Docket No. 221901-1010

Filed: November 25, 2003

Confirmation No.: To be assigned

For: **Systems and Methods for Respiration Measurement**

RESPONSE TO NOTICE OF INCOMPLETE REPLY

Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Sir:

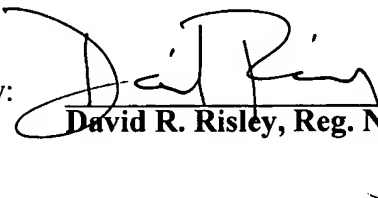
In response to the Notice of Incomplete Reply, dated August 13, 2004, please find enclosed:

1. Figures 14-22;
2. A Copy of the Notice of Incomplete Reply; and
3. Petition for Extension of Time; and
4. Government fee in the amount of \$1,005.00 to cover the additional surcharge fee for filing this Response.

The Commissioner is authorized to charge Deposit Account 20-0778 for any deficiencies or credit any over payments.

Respectfully Submitted,

**THOMAS, KAYDEN, HORSTEMEYER
& RISLEY, L.L.P.**

By: 
David R. Risley, Reg. No. 39,345

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CERTIFICATE OF MAILING

I hereby certify that the below listed items are being deposited with the U.S. Postal Service as first class mail in an envelope addressed to:

**Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450**

on 9-16-04.

Mary Meegan
Mary Meegan

In Re Application of:

Joy, et al.

Serial No.: 10/721,476

Filed: November 25, 2003

Confirmation No.: To be assigned

Group Art Unit: To be assigned

Examiner: To be assigned

Docket No.: 221901-1010

For: Systems and Methods for Respiration Measurement

The following is a list of documents enclosed:

Return Postcard
Figures 14-22
Response to Notice of Incomplete Reply
Copy of Notice Incomplete Reply
Petition for Extension of Time
Credit Card Authorization in the Amount of \$1,005.00